

0017

March 5, 1985

TO: Coal File, Inspection and Enforcement
FROM: Joe Helfrich, Mining Field Supervisor *Jeh*
RE: Black Hawk Mine, INA/043/001, Folder #17, Summit County, Utah

In lieu of the phone conversation between Greg Boyer (property owner of the Black Hawk Mines) and Ron Daniels on February 27, 1985, the Black Hawk Mine was inspected by Joe Helfrich, Mining Field Supervisor and Rick Summers, Division Hydrologist on February 28, 1985. This inspection was conducted to evaluate alleged mining activities. Division members arrived onsite at 2:30 p.m., the following activities were observed:

- The main road to the portal area had been upgraded to provide access for dump trucks and a front end loader.
- The portals had been covered by pad development to facilitate earth removal to the lower northeast pad area.
- Site excavation above the portal highwall by a small caterpillar tractor was ongoing during the inspection. The area had been accessed via an unimproved road along the perimeter of the old Black Hawk mine site.
- The material that was being excavated from above the portal area was side cast to the new pad which presently covers the old portals. The material was then loaded into dump trucks via front end loader and stored on the improved north eastern pad for future site development according to Mr. Clayton Timothy, (employee of Mr. Jack Higgins).
- Site clean up activities consisted of two men using Oxy-Acetylene torches for scrap metal removal.

The existing shop had been reopened to facilitate site development and clean up activities. Division members were permitted to access and tour the site by Mr. Clayton Timothy. Mr. Timothy also accompanied Division members during the site tour which lasted approximately one hour. During that time he indicated that the activity had been ongoing for two weeks and would continue for an additional 30 days. Photographs of the activities observed are available in the slide notebook for the Black Hawk mine. On Friday March 1, 1985, Joe Helfrich, and Ron Daniels met with Barbara Roberts and Mark Moench legal counsel for the Division. Jack Higgins, (responsible party for the activities at the Black Hawk site), was contacted on March 1, 1985. Mr. Higgins was informed of this Cessation Order requiring the cessation of all activities at the Black Hawk mine site. At that point Mr. Higgins alleged that the activity was not site development and was strictly a sand and gravel operation. Mr. Higgins was not available to serve the notice to in person. Cessation Order

Page 2
INA/043/001
March 5, 1985

#85-1-1-1 was sent certified mail #P 402 457 377 to Mr. Jack Higgins, 2783
Holiday Park Loop, Park City, Utah 84060 on March 1, 1985.

re

cc: Donna Griffin, OSM
Ron Daniels
Rick Summers
Barbara Roberts
Mark Moench
Bart Kale

Statistics:

Vehicle: # EX7493, 109 miles
Per Diem: 0
Grant: A&E

0012Q-11-12